

✓ *1901*  
File 1991 ✓

Hays County  
**SCHOOL LAND.**

SOLD TO

James I Hammett  
*Buda*

200 Acres.  
*By not surveyed in 60 days from date of filing app with survey at 4/29/03*  
Survey No.           
Block No.           
Geo. J. Farrell,  
Surveyed for Count *Ⓟ*

ACT FEBRUARY 23, 1900.

*See within*

Mgl.           
*6-10-1901*  
*S. S. P. M. D.*

CONTENTS.

1. Application to Surveyor.
2. Field Notes.  
*2 1/2 Sur Explorations*
3. Application to Purchase.
4. Treasurer's Receipt.

*5.11.07*  
*Ruppenthal*

Application for a Survey to be Made Under Chapter XI, Page 29, Act of the First Called Session of the 26th Legislature Approved February 23, 1900.

To Milton Carpenter Esq., County Surveyor of Hays County, Texas, or to \_\_\_\_\_ Esq., District Surveyor of \_\_\_\_\_ land district:

You will please survey for me, and at my expense, under Chapter XI, page 29, Act of the First Called Session of the Twenty-sixth Legislature, approved February 23, 1900, the following described land, to-wit:

Situated in Hays County, Texas, about 17 miles 1/2 from the County site. Said tract is bounded as follows:

On North West by W. M. P. Corbin, on South West by Sarah Fairer, on South East by W. Hamilton No. 4 North East by angle of W. M. P. Corbin

I solemnly swear that I reside in Tarvis County, Texas; that my postoffice address is Buda, Texas; that I desire said land surveyed with the intention of purchasing the same, and that I am not acting in collusion with, or attempting to acquire said land for any other person. I further swear that I have a preference right to purchase said land, for the following reasons: (Affiant will state specifically, using the exact language of the Statute, under which preference he bases his right, if any he claims) that it is a detached tract of public land, and that I wish to settle on the same, and make a home of it.

I further swear that no other person has a preference right over me, either under section five (5) or seven (7) of the Act approved February 23, 1900, to purchase the above described tract of land.

James J. Hammett Applicant.

(N. B. Write name and P. O. distinctly.) P. O. Buda, Hays Co, Texas.

Subscribed and sworn to before me, this 21<sup>st</sup> day of December 1900, and I hereby officially certify that with the exception of the field notes, I carefully read aloud to said applicant and for his benefit, the contents of the foregoing application and affidavit.

A. B. Chappell J. P. and  
Ex-officio Notary Public

(Note. The above application may be sworn to before any officer authorized to administer oaths. SEAL MUST NOT BE OMITTED.)

I, Milton Carpenter County Surveyor of Hays County, Texas, or Surveyor for \_\_\_\_\_ Land District, hereby certify that the above and foregoing application was filed for record on the 2<sup>d</sup> day of January 1901, at 1:30 o'clock P. M. and recorded in Vol. D, page 455, in my office in Hays County, Texas.

Milton Carpenter County Surveyor  
of Hays County Texas

Survey No. ....

APPLICATION

OF

*James I Hammett*

FOR A SURVEY OF LAND.

Act of 1900.

In *Hays* County.

Received and filed this *2<sup>d</sup>* day of

*January* 190*1*

at *1:30* o'clock *P* M.

*W. H. Carpenter*  
*County* Surveyor.  
*Hays County Texas*

Received and filed in General Land Office,

this ..... day of ..... 190.....

at ..... o'clock ..... M.

Commissioner.



*Handwritten notes on the right side of the page, including 'Hays County' and other illegible scribbles.*

*Charles Rogan*  
Com'r.  
File No. *1991*  
*James I Hammett*  
School Land  
County,  
Filed *3-8* 190*1*  
File Clerk.

*(1)*

S-F 1991.

This claim purports to lie between Wm. P. Corbin B. 1-111. and Sarah Gainer B. 1-280. The former made originally by Jno Harvey April 20/58. The latter by same surveyor Sept' 1845.

In 1872. Dennis Corwin ran a connecting line from the S. E. corner of said Gainer on old San Antonio road to the N. W. corner of E. Caples. 1-59 on Onion Creek, both being well known corners (North 15561 m and West 11680 m) thereby indicating a conflict of 453 m between said Corbin and Gainer surveys.

Corrected folders of the Corbin survey to obviate said

SF 1991

Conflict were made and  
patented in 1872.

If therefore any vacancy ex-  
ists now between these two  
surveys it-rightfully belongs  
to the Corbin.

The present Surveyor how-  
ever does not-prove a vacan-  
cy. He assumes the north  
Corner of the Otis. G. Eels 1-299  
to be the west corner of Sarah  
Gainer - which is not neces-  
sarily the case; and he then  
runs to a supposed corner  
of the Gainer - a mere here-  
day corner - to an Elm tree  
stump. &c. no mention of old  
San Antonio road being made.  
Cannot-pass this without ade-  
quate proof of vacancy.

Aug 5/02

J. McKinney

S.F-1991

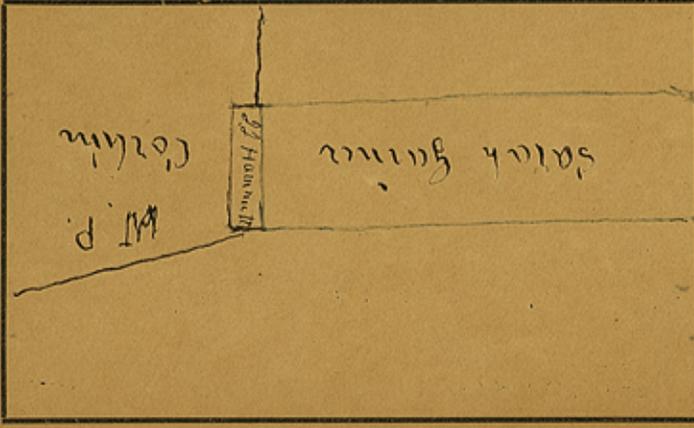
---

Draftsman's  
Remarks

---

SF 1991

Plat of Survey No. ....



The State of Texas,

Survey

Hays

County,

No. ....

or

District.

Blk. ....

FIELD NOTES of a survey of 200

acres of land made for James Hammett

Variation

by virtue of his affidavit and application made

before A. B. Chappell J. P. & Official Notary Public on the 31<sup>st</sup> day  
of December 1900, and filed with the Surveyor of Hays County or Land  
District, on the 2<sup>d</sup> day of January 1901, under Act of First Called Session of the  
Twenty-Sixth Legislature, approved February 23, 1900, providing for the sale of unsurveyed land. Said land is  
situated in Hays & Davis County, about 17 miles N. E. from County site,  
of Hays County and known as survey No. in block No. BEGINNING AT The West

Corner of the Sarah Gaines Roger Hume &  
45° W H 3<sup>d</sup> varies to the S & E line of the W.P. Corkin  
Survey thence N 45° E 2500 varies to the point  
of said Corkin Survey thence South 45° E 450  
varies to the North corner of the Sarah Gaines  
thence South 45° West with the N.W.  
line of the said Sarah Gaines Roger  
2500 varies to the

to the place of beginning.

Bearings marked

Surveyed April 25<sup>d</sup> 1901

John Elliott  
Evel Cunningham

Chain Carriers

I, C. M. Carpenter County Surveyor of Hays County  
Texas, do hereby certify that the foregoing survey was made by me on the ground, and according to law, that  
the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing  
Plat and Field Notes, just as I found them on the ground; and that they are recorded in my office in Book D  
Page 456

This 25<sup>th</sup> day of April 1901

C. M. Carpenter  
County Surveyor of Hays Co Texas.

I, Deputy Surveyor of  
Texas, do hereby certify that the foregoing survey was made by me on the ground, and according to law; that  
the limits, boundaries and corners, with the marks, natural and artificial, are truly described in the foregoing  
Plat and Field Notes, just as I found them on the ground.

This day of 1901

Deputy Surveyor of Texas.

W.M.S. 1061-01-9-2

# FIELD NOTES.

Survey No. \_\_\_\_\_  
Made for James J. Hammett County Davis

I, W. G. Lee Surveyor of Davis County Texas

do solemnly swear that the land included within the limits of the within field notes is properly and correctly classified as follows, viz:

Black Flinty or gravelly Soil. (State Character.)  
dry Agricultural. (Dry or Watered.)  
Grazing (Dry or Watered.)  
Timber. (Dry or Watered, and Kind of Timber.)

And that said land is reasonably worth \$ 3 per acre, and that the timber on said land is reasonably worth \$ \_\_\_\_\_ per acre.

Sworn to and subscribed before me this the \_\_\_\_\_ day of \_\_\_\_\_ 1901

**FILING FEE PAID**  
APR 8 1901  
**JNO. P. HARRIS, Receiver**  
Commissioner.  
GENERAL LAND OFFICE

MAVERICK-CLARKE LITHO CO., SAN ANTONIO.

I, W. G. Lee Surveyor of Davis County Texas, do hereby certify that I have examined the foregoing Plat and Field Notes and find them correct and that they were made on the ground as stated in the above certificate, and that they are recorded in my office in Book X Page 97 Conformably to a survey between the South & East corners Sec 26 of the Corbett survey.  
This 8th day of May 1901

W. G. Lee  
Surveyor of Davis Co., Texas.

*[Red scribbles]*

no room for the claim her within.  
File Clerk. Charles Rogan Com'r.  
Filed 5 8 0 1901  
James J. Hammett  
School Land Davis County,  
File No. 1991

2

J. J. Hammett 200 acres survey in <sup>of Lewis</sup> Aug 18<sup>th</sup> 18<sup>th</sup> Co

Note of explanation

In surveying said tract I began at what I recognized as the N. Cor of Olin G. Eels Survey and as the west cor of the Sarah Gainer Survey  
Hence I ran South  $45^{\circ} E$  9924 Varros at 9800 Varros entered a field put into cultivation the last 10 years here a young man who ~~had~~ said he helped clear up this part of the field pointed out to me an Elm stump about 14 in in diameter which he said was cut when the land was cleared 3 or 4 years ago & which he said was the only Elm tree standing within 2 or 3 hundred Varros of this place this was the first indication of such a tree on the whole line he said he had been raised near there & that that was the only one near the place I then ran the call for the Sarah Gainer from this point & found that it brought me back to the point from which I started; at the West cor I was in the mouth of a lane where I suppose the south corner of the J. S. Moras is located this calls for a Magistrate for hearing but as the land has been in cultivation many years I did not expect to find it I am confident that the Pleochin and the Sarah Gainer do not connect on the ground

Respectfully Witnessed 6<sup>th</sup> Aug 18<sup>th</sup> Co Tex

54  
2

51991  
File No.

Hays County,

School Land.

J. D. Hammett  
Surveyor Explanation

Filed 5. 8. 1901

CHARLES ROGAN,  
Com'r.

R. D. Rapdale  
File Clerk.

*General Land Office*  
*State of Texas*

CHARLES ROGAN, Commissioner.  
 JOHN J. TERRELL, Chief Clerk.

*Austin*, April 29, 1903.

Mr. James I. Hamnett,  
 Buda, Texas.

Dear Sir:

Your application to the County Surveyor of Hays County, covering the survey of a tract of land under the act of 1900, together with the field notes rendered in accordance therewith, calling for Survey No. , Blk. , <sup>200</sup> acres, has been received, examined and not approved, for the following reasons:

Not surveyed within 60 days from date of filing application with surveyor as required by law, hence illegal.

When corresponding with this office in regard to the matter hereto, please refer to School File No. 1991-Hays County.

Very respectfully,

Ewing

S. F. No. 1991-Hays County.

Hon. John W. Robbins,  
 Austin, Texas.

*John J. Terrell*  
 Commissioner.

Carbon Copy of this is for your information and authority to refund any money you may have on hand in the matter of the above claim under the act of 1900.

